

ASSIGNED

Serial No. 35666

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 28 1978

Returned to applicant for correction.

Corrected application filed Map filed JUL 28 1978

The applicant Alvin Miller

Star Rte. Box 138 of Winnemucca  
Street and No. or P.O. Box No. City or Town

Nv 89445, hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No. point of diversion of a portion

of water heretofore appropriated under 26948 (permit)

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground  
Name of stream, lake or other source.
2. The amount of water to be changed 3.51 cfs of 9.6 cfs  
Second feet, acre feet.
3. The water to be used for irrigation  
If for stock state number and kind of animals.
4. The water heretofore used for irrigation  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  sec. 3, T39N, R39E,  
MDB&M; or a point from which the NW corner of said sec. 3 bears N  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
60° 42' W. 5586 ft.  
stated.
6. The existing point of diversion is located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 3, T39N, R39E, MDB&M;  
or a point from which the NW corner of said sec. 3 bears N 89° 13'  
If point of diversion is not changed, do not answer.  
W, 4756 ft.
7. Proposed place of use SE $\frac{1}{4}$  sec. 3 and SW $\frac{1}{4}$  sec. 2 in T39N, R39E, MDB&M,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
285.9 acres
8. Existing place of use N $\frac{1}{2}$  and SE $\frac{1}{4}$  sec. 3, NW $\frac{1}{2}$  & SW $\frac{1}{4}$  sec. 2 in T39N, R39E,  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
MDB&M, 738.8 acres
9. Use will be from March 15 to November 1 of each year.  
Day and Month Day and Month
10. Use has been from March 15 to November 1 of each year.  
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) well, pump, pipelines and ditches  
State manner in which water is to be diverted, whether by dam or other works,  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$20,000.....
13. Estimated time required to construct works.....2 years.....
14. Estimated time required to complete the application of water to beneficial use.....3 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....Change necessary in order to change ownership of a portion of  
.....the property.....

Compared.....lp/ga.....ia/ha.....Applicant.....Alvin Miller.....

By.....s/ J.R. Caldwell.....

.....P.O. Box 432.....

.....Winnemucca, Nv 89445.....

.....APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 26948 is issued subject to the terms and conditions imposed in said Permit 26948 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....2.32.....cubic feet per second.....but not to exceed a seasonal duty of 3.6 acre-feet per acre of land irrigated from any and/or all sources.....

Actual construction work shall begin on or before.....September 4, 1980.....

Proof of commencement of work shall be filed before.....October 4, 1980.....

Work must be prosecuted with reasonable diligence and be completed on or before.....September 4, 1981.....

Proof of completion of work shall be filed before.....October 4, 1981.....

Application of water to beneficial use shall be made on or before.....September 4, 1982.....

Proof of the application of water to beneficial use shall be filed on or before.....October 4, 1982.....

Map in support of proof of beneficial use shall be filed on or before.....October 4, 1982.....

Commencement of work filed.....OCT 4 1980.....

Completion of work filed.....OCT 4 1980.....

Proof of beneficial use filed.....OCT 10 1985.....

Cultural map filed.....OCT 10 1985.....

Certificate No. 11292 Issued.....JAN 16 1986.....

Recorded.....Bk. 38.....Page.....

IN TESTIMONY WHEREOF, I.....WILLIAM J. NEWMAN.....

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....4th.....day of.....MARCH.....

A.D. 19.....80.....

.....William J. Newman.....

.....State Engineer.....